

# ABINGDON DIVISION

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**ORDERED** that the defendant's Motion to Amend (ECF No. 2993) is GRANTED; the defendant's "Motion for Joinder" (ECF No. 2994) is DENIED; the United States' Motion to Dismiss (ECF No. 3000) is GRANTED; the defendant's Motion to Vacate, Set Aside, or Correct Sentence pursuant to 28 U.S.C. § 2255 (ECF No. 2952), as amended, is DENIED; and the § 2255 proceeding is stricken from the active docket of the court.

requisite showing of denial of a substantial right, a certificate of appealability is DENIED.

ENTER: August 29, 2013

/s/ James P. Jones

United States District Judge